

## 1 HOUSE BILL NO. 74

2 INTRODUCED BY LEWIS

3 BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

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 5 A BILL FOR AN ACT ENTITLED: "AN ACT TRANSFERRING UP TO ~~\$\$\$~~ \$31.6 MILLION FROM THE COAL  
 6 SEVERANCE TAX TRUST FUND TO THE GENERAL FUND FOR PURPOSES OF APPROPRIATION;  
 7 PROVIDING FOR ANNUAL TRANSFERS FROM THE GENERAL FUND TO THE COAL SEVERANCE TAX  
 8 TRUST FUND UNDER CERTAIN CIRCUMSTANCES; PROVIDING AN APPROPRIATION; AND PROVIDING  
 9 AN IMMEDIATE EFFECTIVE DATE."

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 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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 13 NEW SECTION. Section 1. Fund transfer from coal severance tax trust fund -- annual transfers  
 14 from general fund. (1) There is transferred up to ~~\$\$\$~~ \$31.6 million from the coal severance tax trust fund to the  
 15 general fund ~~on June 29~~ PRIOR TO JUNE 30, 2004, for appropriation. The office of budget and program planning  
 16 shall determine THE TIMING OF TRANSFERS AND the amount to be transferred subject to the ~~\$\$\$~~ \$31.6 million limit.

17 (2) Beginning fiscal year ~~2005~~ 2004 and for each fiscal year thereafter, if, after completion of the  
 18 legislative audit of the comprehensive annual financial report, the unreserved and undesignated balance in the  
 19 general fund as reported in the comprehensive annual financial report is greater than ~~the projected ending~~  
 20 ~~general fund balance contained in the most recent revenue estimating resolution adopted by the legislature~~ \$50  
 21 MILLION, an amount equal to the excess is transferred from the general fund to the coal severance tax trust fund.

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 23 NEW SECTION. SECTION 2. APPROPRIATION. OF THE MONEY TRANSFERRED IN [SECTION 1]:

24 (1) THERE IS APPROPRIATED FROM THE GENERAL FUND FOR THE 2005 BIENNIUM:

25 (A) ~~\$1,000,000~~ \$561,448 TO THE LEGISLATIVE BRANCH;

26 (B) ~~\$7,100,000~~ \$3,986,284 TO THE JUDICIARY;

27 (C) ~~\$5,700,000~~ \$3,200,256 TO THE MONTANA UNIVERSITY SYSTEM;

28 (D) ~~\$340,000~~ \$190,892 TO THE STATE LIBRARY;

29 (E) ~~\$163,000~~ \$91,516 TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION;

30 (F) ~~\$500,000~~ \$280,724 TO THE DEPARTMENT OF REVENUE;

